

REMARKS

Claims 1-5, 24, 32, 34, 45, 48, 60, 81, 92, 100, 123, 138, 146, 158, 167, 168, 169, 199, 215, 225, 235, 251, 266, 276, 285 301 and 307 are pending in the Application.

Claims 1-5, 24, 32, 34, 45, 48, 60, 81, 92, 100, 123, 138, 146, 158, 167, 168, 169, 199, 215, 225, 235, 251, 266, 276, 285, 301 and 307 have been rejected.

Claim 337 is cancelled by this response.

Claims Rejections 35 USC 101

Under this heading the Examiner rejects the claims as not clearly belonging to a statutory class.

Applicant has thus qualified the term "platform" in all the independent claim to be a computerized apparatus.

It is thus believed that the claims now clearly belong to a statutory class and that this rejection is overcome.

Claim Rejections 35 USC 103

Claims 1-5, 24, 32, 34, 45, 48, 60, 81, 92, 100, 123, 138, 146, 158, 167, 168, 169, 199, 215, 225, 235, 251, 266, 276, 285 and 301 are rejected under 35 USC 103 as being unpatentable over Burchetta et al (US Patent 6,330,551) in view of Crawford et al. (US Patent 6,502,113).

All the claims are rejected based on a restatement of the previous rejection. Specifically the Examiner found in the previous response that "configured to" language is optional and is not structurally limiting.

In the present response, although the Examiner appears to accept that the limitation is structural, he reads it as an intended use, or an intended structure.

Thus although the Examiner agrees that all there is in common between Burchetta and the present application is that they both resolve disputes, he gives no patentable weight to the "configured for" or "structured for" clauses.

The Examiner instead recommends "means for" language to enable him to give patentable weight to the limitations.

By the present response, applicant has taken up the Examiner's suggestion.

All of the matters raised by the Examiner have been dealt with and are believed to have been overcome.

In view of the foregoing, it is respectfully submitted that all the claims now pending in the application are allowable.

An early Notice of Allowance is therefore respectfully requested.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Martin D. Moynihan".

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Enclosure:

- Petition for Extension (Two Months)